

### REMARKS

Claims 1, 3-8, 10-23 and 25-30 are pending in the application. Claims 1, 3-8, 10-23 and 25-29 were rejected under 35 U.S.C. § 103 (a). Claim 26 was rejected under 35 U.S.C. § 101. The drawings were objected to.

#### Objections to the Drawings

The drawings were objected to under 37 CFR 1.121(d) because the Office Action states that the drawings fail to show labels.

Applicants have responded by adding reference labels in FIGs. 1-6. Applicants have attached hereto replacement drawing sheets for FIG. 1-6 with the added reference labels.

In view of the foregoing, applicants respectfully request the objection to the drawings under 37 CFR 1.121(d) be withdrawn.

#### Rejection Under 35 U.S.C. § 101

Claim 26 was rejected under 35 U.S.C. § 101 because the Office Action states that the invention is directed to non-statutory subjected matter.

Applicants respectfully traverse this rejection. This is because claim 26 and the specification were amended in an amendment **dated May 2008** in response to the above stated rejection under 35 U.S.C. § 101. Thus, claim 26 is allowable under 35 U.S.C. § 101.

#### Rejection Under 35 U.S.C. § 103 (a)

Claims 1, 3-8, 10-23 and 25-29 were rejected under 35 U.S.C. § 103 (a) as being unpatentable over U. S. Patent Number 6,608,891 issued to Pelletier on August 19, 2003 in view of U. S. Patent Number 6,625,141 issued to Glitho on September 23, 2003.

Applicants respectfully traverse this ground of rejection for the following reasons. Applicants' claim 1 recites,

"one or more application server components which cooperate with the service control component through employment of a Session Initiation Protocol to establish one or more data streams between the service control component and the one or more application server components to provide the one or more services."

As stated in the Office Action, Pelletier does not teach or suggest this limitation. This is because Pelletier discloses intelligent network system components that utilize the SS7 protocol, as stated in column 5, lines 43-50, and the ISDN PRA protocol as stated in column 6, lines 45-48. Thus, Pelletier is missing the "one or more application server components which cooperate with the service control component through employment of a Session Initiation Protocol to establish one or more data streams between the service control component and the one or more application server components to provide the one or more services" elements, as recited in applicants' claim 1.

Applicants agree that Glitho discloses a Session Initiation Protocol used to communicate with SIP network elements. However, the proposed combination of Glitho with Pelletier does not reflect the specific limitations recited in applicants' claim 1 since the resultant system would not be a properly functioning system. Specifically, Pelletier's technique requires the use of common channel signaling based on signaling system 7 protocol for communications between the SCP and other intelligent network system components, as stated in column 5, lines 35-50.

By contrast, Glitho's technique does not use common channel signaling based on signaling system 7 protocol for communications between the SCP and other intelligent network system components, because Glitho discloses that SIP messaging formats are extended so that SIP servers are provided with the capability to access the service logic stored in IN-based nodes, i.e., SCPs, as stated in column 7, lines 15-30. In fact, Glitho teaches away from the proposed combination because Glitho discloses that the two protocols, SIP and intelligent network (i.e., SS7), follow different approaches and cannot be easily combined harmoniously, as stated in column 2, lines 18-33. In other words, Glitho offers a technical basis for not combining SIP and SS7 protocols. Thus, the system resulting from the proposed combination would not be a properly functioning system.

Accordingly, since a person skilled in the art would not look to combine the references as suggested and since the combination would not result in the invention as claimed, applicants submit that the combination and resultant rejection are improper, and therefore claim 1 is allowable over the proposed combination. Since claims 3-8, 10-22 and 27-29 depend from allowable claim 1, these claims are also allowable over the proposed combination of Pelletier and Gliitho.

Independent claims 23 and 26 each have a limitation similar to that of independent claim 1, which was shown is not taught by the proposed combination of Pelletier and Gliitho. For example, claim 23 recites "establishing communications between one or more service control components and one or more application server components through a Session Initiation Protocol to establish one or more data streams based on the information", and claim 26 recites "means in the one or more media for providing, by one or more service control components communicating with one or more application server components, one or more services to one or more telephony devices on a call through employment of a Session Initiation Protocol to establish one or more data streams between the one or more service control components and the one or more application server components". The proposed combination of Pelletier and Gliitho does not teach or suggest these limitations for the above-mentioned reasons. Therefore, claims 23 and 26 are likewise allowable over the proposed combination. Since claim 25 depends from claim 23, this dependent claim is also allowable over the proposed combination.

#### New Claim

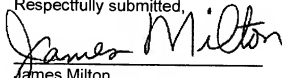
New claim 30 has been added. Claim 30 provides a limitation directed to the one or more telephony devices. No new matter has been added.

Conclusion

It is respectfully submitted that the Office Action's rejections have been overcome and that this application is now in condition for allowance. Reconsideration and allowance are, therefore, respectfully solicited.

In view of the above amendments and remarks, allowance of all claims pending is respectfully requested. If a telephone conference would be of assistance in advancing the prosecution of this application, the Examiner is invited to call applicants' attorney.

Respectfully submitted,

A handwritten signature in black ink that reads "James Milton". The signature is written in a cursive style with a horizontal line underneath the name.

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